

DICKINSON WRIGHT PLLC
John L. Krieger
Nevada Bar No. 6023
Email: jkrieger@dickinson-wright.com
Steven A. Caloiaro
Nevada Bar No. 12344
Email: scaloiaro@dickinson-wright.com
Christian T. Spaulding
Nevada Bar No. 14277
Email: cspaulding@dickinson-wright.com
8363 West Sunset Road, Suite 200
Las Vegas, Nevada 89113-2210
Tel: (702) 550-4400
Attorneys for Defendant/Counter-Claimant
Swisstrax Corporation

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

SNAP LOCK INDUSTRIES, INC. a Utah
corporation,

Plaintiff/Counter-Defendant,

vs.

SWISSTRAX CORPORATION., a California
corporation,

Defendant/Counter-Claimant

Case No: 2:17-cv-02742-RFB-PAL

**JOINT STIPULATION AND [PROPOSED]
ORDER TO EXTEND HEARING ON
EMERGENCY MOTION FOR
PROTECTIVE ORDER AND MOTION
TO SEAL**

(First Request)

AND ALL RELATED MATTERS.

Defendant Swisstrax Corporation (“Swisstrax”) and Plaintiff Snap Lock Industries, Inc. (“Snap Lock”) (collectively, “Parties”), through their undersigned counsel, hereby respectfully jointly submit this Stipulation to extend the hearing on Emergency Motion for Protective Order (ECF No. 92) and Motion to Seal (ECF No. 97) and state as follows:

1. On December 18, 2018, Snap Lock filed its Emergency Motion for Protective Order Regarding Subpoenas (ECF No. 92).

2. On January 2, 2019, Swisstrax filed its Opposition to Snap Lock’s Emergency Motion for Protective Order Regarding Subpoenas (ECF No. 96) in conjunction with its Motion for Leave to File Under Seal Exhibits 4 and 6 to the Caloiaro Declaration in Support of

1 Swisstrax's Response to Emergency Motion for Protective Order (ECF No. 97).

2 3. On January 9, 2019, Snap Lock filed its Reply in Support of Motion for Protective
3 Order (ECF No. 99).

4 4. On January 22, 2019, this Court entered its Notice Setting Hearing (ECF No. 100)
5 on the Emergency Motion for Protective Order (ECF No. 92) and Motion to Seal (ECF No. 97).
6 The Motion Hearing is currently set for February 12, 2019.

7 5. Counsel for Swisstrax has previous conflicts with the current Motion Hearing date
8 that it is unable to reschedule. Due to previously scheduled conflicts, counsel for Snap Lock is
9 thereafter unavailable from February 18, 2019, continuing through March 6, 2019.

10 6. Counsel for Swisstrax has scheduled depositions in the Northern District of Texas
11 from February 11, 2019 to February 14, 2018. Counsel tried several times to move the
12 depositions in light of the Court's notice of hearing, but was unable to do so due to the
13 availability of the witness and the existing scheduling order in the action. Additionally, Counsel
14 for Swisstrax subsequently has depositions scheduled to be taken in California from March 5,
15 2019 to March 7, 2019 regarding an action in the District of Connecticut involving deponents
16 traveling from Japan. The parties have negotiated these dates for several months and were only
17 recently able to come to an agreement regarding the proposed dates.

18 7. Counsel for Snap Lock will be out of the jurisdiction from February 18, 2019, to
19 March 6, 2019, in Minnesota and Florida for a scheduled business trip and family vacation.

20 8. Due to these significant scheduling conflicts, the Parties respectfully request that
21 this Court extend the Motion Hearing to a date in which both parties are available.

22 9. Good cause exists and the Parties are not seeking the extension for undue delay.
23 Instead, the parties are seeking an extension to promote judicial economy by ensuring that the
24 Motion Hearing can be conducted with counsel most familiar with the case and relevant issues
25 present and able to fully argue their respective positions.

26 ///

27 ///

28 ///

1 10. Therefore, the Parties respectfully request a continuance of the Motion Hearing,
2 to a date convenient to the Court's calendar after March 7, 2019.

3
4 Dated this 30th day of January 2019

5 DICKINSON WRIGHT PLLC

5 DORSEY & WHITNEY LLP

6 /s/ Steven A. Caloiaro

6 /s/ Tamara L. Kapaloski

7 John L. Krieger

7 Brett L. Foster

8 Steven A. Caloiaro

8 Tamara L. Kapaloski

9 Christian T. Spaulding

9 Dorsey & Whitney, LLP

10 8363 West Sunset Road, Suite 200

10 111 South Main Street, Suite 2100

11 Las Vegas, NV 89113

11 Salt Lake City, UT 84111-2176

12 Email: jkrieger@dickinson-wright.com

12 Telephone: 801-933-4082

13 Email: scaloiaro@dickinson-wright.com

13 Email: foster.brett@dorsey.com

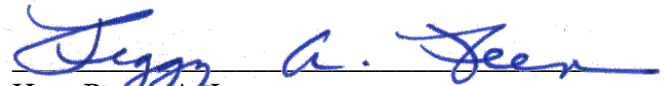
14 Email: cspaulding@dickinson-wright.com

14 Email: kapaloski.tammy@dorsey.com

15 **ORDER**

16 Good Cause appearing, the Motion Hearing is vacated and reset. The Motion Hearing
17 will be held on March 12, 2019 at 9:00 a.m. in Courtroom 3B.

18 **IT IS SO ORDERED:**

19 

20 Hon. Peggy A. Leen

21 United States Magistrate Judge

22 DATED: February 5, 2019